IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 28TH NOVEMBER 2006 / 7TH AGRAHAYANA 1928

Bail Appl..No. 6992 of 2006()

AGAINST THE ORDER IN BA.6509/2006 Dated 13/11/2006
CRIME NO.366/06 OF KALPAKANCHERRY POLICE STATION

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PETITIONER/2ND ACCUSED:

HAMSA KARAKUNNU, S/O. SAIDALI,
KALPAKANCHERRY, MALAPPURAM DISTRICT.

BY ADV. SRI.K.P.MUJEEB

RESPONDENT: COMPLAINANT:

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 28/11/2006, ALONG WITH BA.6993/06 THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

B.A.Nos.6992/06 & 6993/06

DATED THIS THE **28th** DAY OF NOVEMBER, 2006

O R D E R

The common petitioner in these applications for anticipatory bail is the second accused in Crime Nos.366/06 and 367/06 of Kalpakancherry Police Station. The case of the prosecution is that the first accused and the petitioner herein together committed theft of three gas cylinders. The criminal antecedents of the petitioner, are yet to be ascertained by taking his finger print, etc. It is too early to conclude that the petitioner has been falsely implicated. I am not inclined to grant anticipatory bail to the petitioner. There is no reason why the petitioner should not seek regular bail in each of the cases after surrendering before the Magistrate concerned. Accordingly, if the petitioner surrenders before the Magistrate concerned and files applications for regular bail, the same shall be considered and disposed of preferably on the same date on which they are filed.

With this observation, these applications are disposed of.

V.RAMKUMAR, JUDGE

dsn